

## THOMPSON COBURN

*Thompson Coburn LLP*  
Attorneys at Law

One Mercantile Center  
St. Louis, Missouri 63101-1693  
314-552-6000  
**FAX 314-552-7000**  
[www.thompsoncoburn.com](http://www.thompsoncoburn.com)

*Facsimile*

FOR IMMEDIATE DELIVERY

To	Firm Name	Phone	Fax
US PTO	US PTO		703-872-9306

**RECEIVED**

CENTRAL FAX CENTER

APR 16 2004

From: DANIEL KASTEN

Date: APRIL 16, 2004

## Message:

APPLICATION:	MILBRANDT
TITLE:	ARTEMIN, A NOVEL NEUROTROPHIC FACTOR
APPLICATION NO.	09/220,920
FILED:	12/24/1998
GROUP NO.	1646
EXAMINER:	JOSEPH F. MURPHY

Atty/Client/Matter No.: 3067/56029/7996

Total Number of Pages, including this page:

//

If you do not receive all of the pages, please call 314-552-6000 as soon as possible.

Thank you,

Fax Department - Operator: CSTime of Transmittal: 1120 A.M./P.M.

## Confidentiality Note

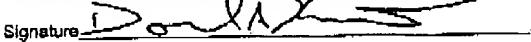
The information contained in this facsimile transmission is legally privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this transmission is not the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this transmission is strictly prohibited. If you have received this transmission in error, please immediately notify us by collect telephone call and return the original transmission to us at

PTO/SB/31 (02-01)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES</b>		Docket Number (Optional) 56029/7996	
<p>I hereby certify that this document is being transmitted to the U.S. Patent and Trademark Office via facsimile to fax no. (703) 872-9308</p> <p>Signature </p> <p>Typed or printed name <u>Daniel S. Kasten</u></p>		<p>In re Application of Milbrandt</p> <p>Application Number 09/220,920</p> <p>For: Artermin, A Novel Neurotrophic Factor</p> <p>Group Art Unit 1646</p>	
		Filed December 24, 1998	<b>RECEIVED</b> CENTRAL FAX CENTER
		Examiner Joseph F. Murphy	APR 16 2004

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$ 330.00.

Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ 165.00.

A check in the amount of the fee is enclosed.

Payment by credit card. Form PTO-2038 is attached.

The Commissioner has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 20-0823. I have enclosed a duplicate copy of this sheet.

A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

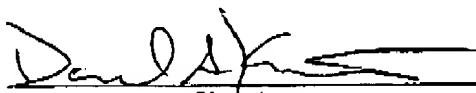
I am the

applicant/inventor.

assignee of record of the entire interest.  
See 37 CFR 3.71. Statement under 37 CFR 3.73(b)  
is enclosed. (Form PTO/SB/96).

attorney or agent of record.

attorney or agent acting under 37 CFR 1.34(a).  
Registration number if acting under 37 CFR 1.34(a) \_\_\_\_\_.



Signature

Daniel S. Kasten

Typed or printed name

4/16/04

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

\*Total of 1 forms are submitted.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

PTO/SB/31 (02-01)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES</b>		Docket Number (Optional) 56029/7996
I hereby certify that this document is being transmitted to the U.S. Patent and Trademark Office via facsimile to fax no. (703) 872-9306  Signature 		
Typed or printed name <u>Daniel S. Kasten</u>		
In re Application of Milbrandt		
Application Number 09/220,920		Filed December 24, 1998
For: Artemin, A Novel Neurotrophic Factor		
Group Art Unit 1646	Examiner Joseph F. Murphy	

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$ 330.00.

Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ 165.00.

A check in the amount of the fee is enclosed.

Payment by credit card. Form PTO-2038 is attached.

The Commissioner has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 20-0823. I have enclosed a duplicate copy of this sheet.

A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

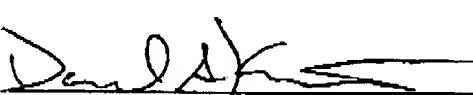
I am the

applicant/inventor.

assignee of record of the entire interest.  
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

attorney or agent of record.

attorney or agent acting under 37 CFR 1.34(a).  
Registration number if acting under 37 CFR 1.34(a) \_\_\_\_\_.



Signature

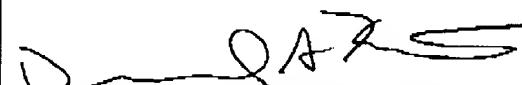
Daniel S. Kasten  
 Typed or printed name

4/16/04  
 Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

\*Total of 1 forms are submitted.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

<b>CERTIFICATE OF MAILING (37 CFR 1.10)</b>		Docket No. 56029-7996									
<p><b>Applicant(s):</b> Milbrandt</p> <table border="1" style="width: 100%; border-collapse: collapse; margin-top: 10px;"> <tr> <td style="width: 25%;">Serial No.</td> <td style="width: 25%;">Filing Date</td> <td style="width: 25%;">Examiner</td> <td style="width: 25%;">Group Art</td> </tr> <tr> <td>09/220,920</td> <td>December 24, 1998</td> <td>Joseph F. Murphy</td> <td>1646</td> </tr> </table> <p><b>Title:</b> Artemin, A Novel Neurotrophic Factor</p>				Serial No.	Filing Date	Examiner	Group Art	09/220,920	December 24, 1998	Joseph F. Murphy	1646
Serial No.	Filing Date	Examiner	Group Art								
09/220,920	December 24, 1998	Joseph F. Murphy	1646								
<b><u>TO THE COMMISSIONER OF PATENTS AND TRADEMARKS</u></b>											
<p>Transmitted herewith is:</p> <ol style="list-style-type: none"> <li>1. Notice of Appeal (in duplicate);</li> </ol>											
 <i>Signature</i>		Dated: April 16, 2004									
<p>Daniel S. Kasten, Reg. No. 45,363 Thompson Coburn LLP One US Bank Plaza, Suite 3500 St. Louis, Missouri 63101-9928 314-552-6305 314-552-7305 FAX</p>		<div style="border: 1px solid black; padding: 5px;"> <p>I certify that the document and fee is being transmitted via facsimile (703) 872-0306 and is addressed to the Assistant Commissioner for Patents, Arlington, VA 22202-3513</p>   <i>Signature of Person Mailing Correspondence</i> </div>									
Customer No. 021888		<div style="border: 1px solid black; padding: 2px;"> <i>D</i>   <i>Daniel S. Kasten</i>  <i>Typed or Printed Name of Person Mailing Correspondence</i> </div>									

1909473